

**LEGAL NOTICE
NOTICE TO BIDDERS
TOWN OF HAMBURG, NEW YORK
ADVERTISEMENT FOR BIDS**

Sealed proposals will be received until Thursday, July 8, 2004 at 10:00 a.m. local time at the office of the Town Clerk, Hamburg Town Hall, 6100 South Park Avenue, Hamburg, New York 14075, and thereafter said bids will be publicly opened and read in the Town Hall for the following:

TOWN OF HAMBURG 2004 WATERLINE REPLACEMENT PROJECT

This project involves the replacement of approximately 16,500 linear feet of existing water main and appurtenances, located at 16 sites along various roadways in the Town of Hamburg.

Copies of the Drawings and Specifications and Contract Documents may be examined at the above office and at the office of Nussbaumer & Clarke, Inc., Consulting Engineers, at Suite 500, 3556 Lake Shore Road, Buffalo, New York 14219; copies may be purchased from the Engineer and can be obtained upon payment of \$50.00 in the form of two \$25.00 checks made payable to the Town of Hamburg for each copy requested. For copies of the plans and specifications requested that are not picked up at the Engineer's Office, an additional non-refundable check in the amount of \$15.00 payable to Nussbaumer & Clarke, Inc. is required for handling and ground shipping costs. Neither the Owner nor the Engineer will be responsible for full or partial sets of Contract Documents, including any Addenda, obtained from any other source.

Any bidder returning Drawings and Specifications in good condition within 10 days following the bid opening, will be refunded the full amount of the deposit. Non-bidders will be refunded one-half the deposit. Material suppliers and anyone returning the Plans and Specifications before the bid opening will be classified as non-bidders. Any bidders requesting more than one (1) set of Drawings and Specifications may purchase the excess, but it is understood that these are non-refundable.

All proposals shall be submitted on the forms furnished herein and the entire volume, including any addenda, shall be submitted in a sealed envelope and addressed to the Town Clerk, Town of Hamburg, 6100 South Park Avenue, Hamburg, New York 14075. The Contractor's name, title of the proposal and date and time of the opening shall be clearly marked on the outside of the envelope.

Each bidder shall file with his proposal a certified check in an amount equal to 5 percent of the amount of the bid, payable to the order of the Town Clerk, or a Bid Bond in like amount subject to the conditions provided in the Instructions to Bidders.

The successful bidder will be required to furnish a performance bond and payment bond, each in an amount equal to 100% of the total contract award amount.

Bids must include declaration to the effect that bidder is not in collusion with any other bidder.

No bidder may withdraw his bid within 45 days after the actual date of opening thereof.

The attention of the bidders is called particularly to the requirements of conditions of employment to be observed and minimum labor rates to be paid under this Contract.

Bidders are advised that the Town of Hamburg Apprenticeship Training Program requirements are applicable to this Contract, as further described in Paragraph 73 of the General and Specific Contract Conditions.

The Town of Hamburg reserves the right to reject any and all bids, to waive any informalities, or to make an award to the lowest responsible bidder on the basis of his total base bid and accepted alternate, if such alternate is included in the proposal form.

The Town of Hamburg is an exempt organization under the Tax Law and is exempt from payment of sales and compensating use taxes in the State of New York and cities and counties of the State on all materials which are to be incorporated into the project, pursuant to the provisions of the contract. These taxes are not to be included in the bid.

By Order of the Town Board
of the Town of Hamburg
Catherine Rybczynski, Town Clerk

Dated: June 14, 2004